

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Jessica Kulig	Team: Team # 5	CCRB Case #: 201209085	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 07/11/2012 12:00 PM	Location of Incident: § 87(2)(b)	Precinct: 41	18 Mo. SOL 1/11/2014	EO SOL 1/11/2014	
Date/Time CV Reported Sun, 07/15/2012 12:27 PM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Sun, 07/15/2012 12:27 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM David Welton	16656	947604	041 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Edward Velazquez	18692	921096	041 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM David Welton	Discourtesy: PO David Welton spoke obscenely and/or rudely to § 87(2)(b)	§ 87(2)(b)

### Case Summary

§ 87(2)(b) filed the following complaint with the CCRB via the Call Processing System on July 15, 2012.

At approximately 12:00 p.m. on July 11, 2012, two police officers from the 41st Precinct, PO Edward Velazquez and PO David Welton, responded to § 87(2)(b)'s residence at § 87(2)(b) in the Bronx. § 87(2)(b) called 911 in regard to a recurrent problem with the staff of an agency called "§ 87(2)(b)," who he claimed had threatened him and attempted to "illegally evict him" on numerous occasions. § 87(2)(b) showed PO Velazquez and PO Welton paperwork from a 911 call he placed on July 9, 2012. § 87(2)(b) stated that the officers then began to make inappropriate comments to him when they found out he was in a mental health program. The officers told him he was "psychotic" and "mentally ill." § 87(2)(b) responded, "If you had someone in your family that was mentally ill and they were being treated like this, I think you would be upset." PO Welton then said, "Oh yeah, I'd be real fucking mad" (**Allegation A**). The officers then looked at each other and smiled. § 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

On August 2, 2012, the undersigned investigator obtained a phone statement from § 87(2)(b). § 87(2)(b) rejected mediation and was scheduled for an interview at the CCRB on August 17, 2012. § 87(2)(b) missed his appointment and did not call in advance to cancel or reschedule. The investigator sent § 87(2)(b) a missed appointment letter and called him three times between August 17, 2012 and August 21, 2012, leaving voicemails each time. § 87(2)(b) called the investigator on August 22, 2012 and decided to withdraw his complaint. He stated that the cops from the 41st Precinct are all corrupt, and he did not think anything would come of his complaint. § 87(2)(b) was not coerced into withdrawing by anyone in the NYPD or CCRB, but he stated that he was "doing it under duress." He asked the investigator not to call him again. SI Kalkstein reviewed the recorded conversation and confirmed that it adhered to agency guidelines. The investigator sent § 87(2)(b) a withdraw complaint letter with a self-addressed return envelope. § 87(2)(g)

§ 87(2)(g)

Team: \_\_\_\_\_

Investigator: \_\_\_\_\_  
Signature Print Date

Supervisor: \_\_\_\_\_  
Title/Signature Print Date

Reviewer: \_\_\_\_\_  
Title/Signature Print Date

Reviewer: \_\_\_\_\_  
Title/Signature Print Date